

THE HONORABLE ROBERT S. LASNIK

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CITY OF SEATTLE, a municipal corporation
located in the County of King, State of
Washington,

Plaintiff,

MONSANTO COMPANY, SOUTHERN POLYMER CORPORATION, and PHARMACIA CORPORATION, and DOES 1 through 100,

Defendants.

Case No.: 2:16-cv-00107-RSL

**STIPULATED JOINT MOTION AND
ORDER TO EXTEND TIME FOR
PLAINTIFF/CROSS-DEFENDANT TO
FILE RESPONSIVE PLEADING TO
DEFENDANTS/CROSS-
COMPLAINANTS' COUNTERCLAIMS**

STIPULATED JOINT MOTION

Pursuant to Federal Rule of Civil Procedure 6(b) and Local Civil Rule 7(j), Plaintiff/Cross-Defendant City of Seattle (“Plaintiff/Cross-Defendant”) and Defendants/Cross-Complainants Monsanto Company, Solutia Inc., and Pharmacia LLC (“Defendants/Cross-Complainants”) (collectively, the “Parties”) in the above-entitled action jointly and respectfully request this Court issue an order granting this Motion to Extend Time for Plaintiff/Cross-Defendant to file a responsive pleading to the Defendants’/Cross-Complainants’ Counterclaims in this matter until April 28, 2017.

On March 24, 2017, the Defendants/Cross-Complainants filed an Answer to Plaintiff/Cross-Defendant's First Amended Complaint and Counterclaims. Pursuant to Federal Rule of Civil Procedure 12(a)(1)(B), Plaintiff/Cross-Defendant's responsive pleading is due within 21 days after notice of the Court's action, or April 14, 2017. Good cause exists to grant this extension because an extension is necessary to allow Plaintiff/Cross-Defendant time to analyze, evaluate, and respond to the claims that the Defendants/Cross-Complainants have made in its Counterclaims. In addition, there would be no prejudice to the Parties if the Court grants this extension, and the extension would not affect other existing deadlines or otherwise delay the action. The Parties therefore stipulate and agree to extend Plaintiff/Cross-Defendant's time to file a responsive pleading until April 28, 2017.

Dated: April 7, 2017

Respectfully submitted,

PETER S. HOLMES
Seattle City Attorney
By: s/Laura B. Wishik
Peter S. Holmes, WSBA # 15787
Laura B. Wishik, WSBA #16682
OFFICE OF THE CITY ATTORNEY
701 Fifth Avenue, Suite 2050
Seattle, Washington 98104-7097
Telephone: (206) 684-8200
Email: Laura.Wishik@seattle.gov

BARON & BUDD, P.C.
Scott Summy (*admitted Pro Hac Vice*)
Carla Burke Pickrel (*admitted Pro Hac Vice*)
Celeste Evangelisti (*admitted Pro Hac Vice*)
3102 Oak Lawn Avenue, Suite 1100
Dallas, Texas 75219-4281
Telephone: (214) 521-3605
Email: SSummy@baronbudd.com
cburkepickrel@baronbudd.com
cevangelisti@baronbudd.com

STIPULATED JOINT MOTION AND ORDER TO EXTEND TIME FOR PLAINTIFF/CROSS-DEFENDANT TO FILE RESPONSIVE PLEADING TO DEFENDANTS/CROSS-COMPLAINANTS' COUNTERCLAIMS
2:16-cv-00107-RSL Page 3

OFFICE OF THE CITY ATTORNEY
701 Fifth Avenue, Suite 2050
Seattle, Washington 98104-7097
Telephone: (206) 684-8200

GOMEZ TRIAL ATTORNEYS
John H. Gomez (*admitted Pro Hac Vice*)
John P. Fiske (*admitted Pro Hac Vice*)
655 West Broadway, Suite 1700
San Diego, CA 92101
Telephone: (619) 237-3490
Email: john@gomeztrialattorneys.com
jfiske@gomeztrialattorneys.com

Attorneys for Plaintiff/Cross-Defendant

Dated: April 7, 2017

SCHWABE WILLIAMSON & WYATT

By: s/ Jennifer Campbell

Jennifer L. Campbell, WSBA No. 31703
Connie Sue M. Martin, WSBA No.
26525 Claire Rootjes, WSBA No.
42178
1420 5th Avenue, Suite 3400
Seattle, WA 98101
Telephone: (206) 622-1711
Facsimile: (206) 292-0460
Emails: jcampbell@schwabe.com
csmartin@schwabe.com
crootjes@schwabe.com

Robert M. Howard, CSBA #145870
*(Admitted Pro Hac
Vice)*

Kelly E. Richardson, CSBA #210511
(Admitted Pro Hac Vice)

Andrea M. Hogan, CSBA #238209

(Admitted Pro Hac Vice)

Jennifer Casler-Goncalves, CSBA #259438
(Admitted Pro Hac Vice)

LATHAM & WATKINS LLP

12670 High Bluff Drive

San Diego, California 92130

Phone: (858) 523-5400

Emails: robert.howard@lw.com
kelly.richardson@lw.com
andrea.hogan@lw.com
jennifer.casler@lw.com

*Attorneys for Defendants/Cross-Complainants
Monsanto Company, Solutia Inc., and Pharmacia LLC*

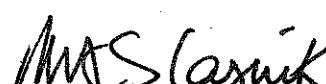
STIPULATED JOINT MOTION AND ORDER TO EXTEND TIME FOR
PLAINTIFF/CROSS-DEFENDANT TO FILE RESPONSIVE PLEADING
TO DEFENDANTS/CROSS-COMPLAINANTS' COUNTERCLAIMS
2:16-cv-00107-RSL - Page 3

OFFICE OF THE CITY ATTORNEY
701 Fifth Avenue, Suite 2050
Seattle, Washington 98104-7097
Telephone: (206) 684-8200

1 **ORDER**

2 THIS MATTER having come before the Court on the stipulation of the parties and the Court
3 finding that good cause exists for granting the relief requested, NOW, THEREFORE, IT IS HEREBY
4 ORDERED that the deadline for Plaintiff to file a responsive pleading to the Defendants'
5 Counterclaims is extended to April 28, 2017.

6 DATED this 18th day of April, 2017.

7 
8 THE HONORABLE ROBERT S. LASNIK
9 UNITED STATES DISTRICT COURT

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28